

## BIRCH, STEWART, KOLASCH &amp; BIRCH, LLP

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AB

## COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Lipid-based drug delivery systems containing phospholipase A2 degradable lipid derivatives and the therapeutic uses thereof

Insert Title:

Fill in Appropriate  
Information -  
For Use Without  
Specification  
Attached

*O I P E J C I T T*  
*JUL 10 2001*  
*PATENT & TRADEMARK OFFICE*

the specification of which is attached hereto. If not attached hereto,  
 the specification was filed on \_\_\_\_\_ as  
 United States Application Number \_\_\_\_\_;  
 and amended on \_\_\_\_\_ (if applicable) and/or  
 the specification was filed on \_\_\_\_\_ as PCT  
 International Application Number \_\_\_\_\_; and was  
 amended under PCT Article 19 on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.  
 I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

## Prior Foreign Application(s)

Insert Priority  
Information:  
(if appropriate)

PA 2000 00211 Denmark  
 (Number) (Country)  
PA 2000 00616 Denmark  
 (Number) (Country)  
60/198,374 USA  
 (Number) (Country)

Priority Claimed
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> No

February 10 2000  
 (Month/Day/Year Filed)

April 12 2000  
 (Month/Day/Year Filed)

April 19 2000  
 (Month/Day/Year Filed)

Insert Provisional  
Application(s):  
(if any)

\_\_\_\_\_  
 (Application Number)

\_\_\_\_\_  
 (Application Number)

\_\_\_\_\_  
 (Filing Date)

\_\_\_\_\_  
 (Filing Date)

Insert Requested  
Information:  
(if appropriate)

Country	Application Number	Date of Filing (Month/Day/Year)
_____	_____	_____

I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Insert Prior U.S.  
Application(s):  
(if any)

(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)
_____	_____	_____
_____	_____	_____

I hereby appoint the following attorneys to prosecute this application and/or an international application based on this application and to transact all business in the Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the attorneys identified below, unless the inventor(s) or assignee provides said attorneys with a written notice to the contrary:

Raymond C. Stewart (Reg. No. 21,066)	Terrell C. Birch (Reg. No. 19,382)
Joseph A. Kolasch (Reg. No. 22,463)	James M. Slattery (Reg. No. 28,380)
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PLEASE NOTE:  
YOU MUST  
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↓

Full Name of First  
or Sole Inventor:  
Insert Name of  
Inventor  
Insert Date This  
Document is Signed  
→

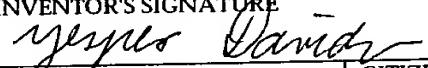
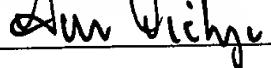
Insert Residence  
Insert Citizenship  
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Full Name of Second  
Inventor, if any:  
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Full Name of Third  
Inventor, if any:  
see above

Full Name of Fourth  
Inventor, if any:  
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GIVEN NAME/FAMILY NAME Residence (City, State & Country)	INVENTOR'S SIGNATURE	DATE*
MAILING ADDRESS (Complete Street Address including City, State & Country)		CITIZENSHIP
GIVEN NAME/FAMILY NAME Residence (City, State & Country)	INVENTOR'S SIGNATURE	DATE*
MAILING ADDRESS (Complete Street Address including City, State & Country)		CITIZENSHIP
GIVEN NAME/FAMILY NAME Residence (City, State & Country)	INVENTOR'S SIGNATURE	DATE*
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GIVEN NAME/FAMILY NAME Residence (City, State & Country)	INVENTOR'S SIGNATURE	DATE*
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GIVEN NAME/FAMILY NAME Residence (City, State & Country)	INVENTOR'S SIGNATURE	DATE*
MAILING ADDRESS (Complete Street Address including City, State & Country)		CITIZENSHIP
GIVEN NAME/FAMILY NAME Residence (City, State & Country)	INVENTOR'S SIGNATURE	DATE*
MAILING ADDRESS (Complete Street Address including City, State & Country)		CITIZENSHIP

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Inventor, if any:  
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Full Name of Seventh  
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Inventor, if any:  
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Full Name of Eleventh  
Inventor, if any:  
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Full Name of Twelfth  
Inventor, if any:  
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\*DATE OF SIGNATURE